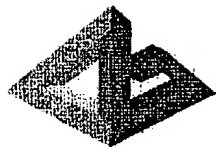


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FACSIMILE TRANSMITTAL

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MAIL STOP : Non-Fee Amendment

FROM : Gregory S. Smith

EXAMINER : ELISCA, Pierre E.

Faxing DATE: August 12, 2004

FACSIMILE : (703) 872-9306

LAVA GROUP FILE #: 05001.1110

SUBJECT: Application Serial No 09/684,442 Filed Oct. 6, 2000

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This Transmission Includes the Following Items

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Item being transmitted	Pages
<input checked="" type="checkbox"/> Transmittal Form	1
<input checked="" type="checkbox"/> Fee Transmittal Form	2
<input checked="" type="checkbox"/> PTO 2038 Credit Card Authorization	1
<input checked="" type="checkbox"/> Petition for Extension of time (2 copies)	2
<input checked="" type="checkbox"/> Response to Office Action	12
<input type="checkbox"/>	
Total Pages Including Cover Sheet	19

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COMMENTS:

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PTO/SB/21 (08-03)

Approved for use through 08/30/2003. OMB 0651-0031  
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<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/684,442	
	Filing Date	October 6, 2000	
	First Named Inventor	HUNTER, Charles Eric et al.	
	Art Unit	3621	
	Examiner Name		
Total Number of Pages in This Submission	17	Attorney Docket Number	05001.1110

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input checked="" type="checkbox"/> Power of Attorney, Revocation <input checked="" type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks _____		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	LAVA Group Law by Smith and Frohwein, LLC.
Signature	
Date	August 12, 2004

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.	
Typed or printed name	Gregory Scott Smith
Signature	
Date	August 12, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:  
**Hunter et al.**

Serial No.: 09/684,442

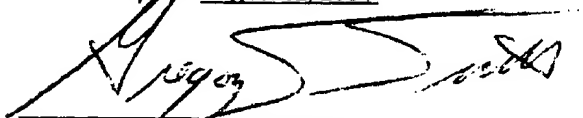
Filed: **October 6, 2000**Title: **MUSIC DISTRIBUTION SYSTEMS**§  
§  
§  
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Group Art Unit: 3621

Examiner: **ELISCA, Pierre E.**

Atty. Docket #:05001.1110 (WT-11)

I hereby certify that this paper is being transmitted by facsimile on the date indicated below  
Date of Deposit: **August 12, 2004**

Signature Gregory Scott Smith, Reg. No. 40,819**RESPONSE TO OFFICE ACTION AND  
REQUEST FOR 3 MONTH EXTENSION OF TIME**

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Assistant Commissioner of Patents  
Washington, D.C. 20231

Sir:

Applicant submits the following response to the Official Action mailed by the United States Patent Office on February 12, 2004. This response includes a request for a three (3) month extension of time. The pending claims are numbered 1-37. In the Official Action, the Office has rejected each of the pending claims. The applicant submits amendments to some of the claims and cancels other claims.